

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DAVID L. GUSMAN,

8:15CV320

Plaintiff,

V.

# MEMORANDUM AND ORDER

IMMANUEL HOSPITAL, and  
APPLE, Inc.,

Defendants.

On September 1, 2015, the court ordered Plaintiff to pay the \$400.00 filing and administrative fees or file a request for leave to proceed in forma pauperis within 30 days or face dismissal of this action. To date, Plaintiff has not paid the fees, submitted a request for leave to proceed in forma pauperis, or taken any other action in this matter.

IT IS THEREFORE ORDERED that: This matter is dismissed without prejudice because Plaintiff failed to prosecute it diligently and failed to comply with this court's orders. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 6th day of October, 2015.

BY THE COURT:

*s/ John M. Gerrard*  
United States District Judge